

ORIGINALDecision No. 62979

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of the State of California,
 Department of Public Works, for an order
 authorizing reconstruction of a grade
 separation whereby Auburn Street, a
 county road, will be carried under the
 tracks of the Northwestern Pacific Rail-
 road Company, and the alteration of an
 existing spur track grade crossing, in
 connection with the improvement of State
 Highway IV-Mrn-1-C, in Marin County,
 referred to as "Auburn Street Trestle".

Application No. 43682

ORDER

State of California, Department of Public Works, applicant,
 is authorized to reconstruct Auburn Street at separated grades under
 the tracks of Northwestern Pacific Railroad Company, as relocated,
 near San Rafael, Marin County, at the location and substantially as set
 forth in the application, to be identified as Crossing No. 5-15.7-B.
 Clearances shall conform to the provisions of G.O. 26-D.

Applicant is also authorized to alter the crossing of Bellam
 Boulevard and Jacoby Street at grade with a spur track of Northwestern
 Pacific Railroad Company (Crossing No. 5-16.3-C) near San Rafael,
 Marin County, as described in the application and substantially in
 accordance with the plan attached thereto. Grades of approach shall
 not be greater than one per cent. Construction shall be equal or
 superior to Standard No. 2 of G.O. No. 72. Protection shall be by the
 following provisions:

- (1) Four Standard No. 1 signs (General Order No. 75-B)
 reflectorized with reflex-reflective sheet material.

- (2) Appropriate railroad instructions as well as signs installed on the railroad approaches to said grade crossing that advise railroad operating personnel of the following requirement:

No train, engine, motor or car shall be operated over said crossing unless said train, engine, motor or car shall be first brought to a stop and traffic on the highway protected by a member of the train crew or other competent employee acting as flagman.

Maintenance cost outside of lines two feet outside of rails at Crossing No. 5-16.3-C shall be borne by applicant or the County of Marin. Northwestern Pacific Railroad Company shall bear maintenance cost at Crossing No. 5-16.3-C between such lines. Construction and all other maintenance expense for both crossings shall be borne in accordance with an agreement entered into between the parties relative thereto, and copy of said agreement, together with plans of said grade separation (Crossing No. 5-15.7-B) approved by Northwestern Pacific Railroad Company, shall be filed with the Commission within 180 days from the date hereof. Should the parties fail to agree, the Commission will apportion the cost of construction and maintenance by further order.

Within thirty days after completion pursuant to this order applicant shall so advise the Commission in writing. This authorization shall expire if not exercised within two years unless time be

extended or if conditions are not complied with. The effective date of this order shall be twenty days after the date hereof.

Date at San Francisco, California, this 27th day of December 1961.

Charles W. Bag

President

John E. ...

George H. Hoover

Frederick B. Holloff

Commissioners

Commissioner C. Lyn Fox, being necessarily absent, did not participate in the disposition of this proceeding.